COMMONWEALTH OF MASSACHUSETTS EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS DEPARTMENT OF ENVIRONMENTAL PROTECTION

ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

November 18, 2008 In the Matter of Docket No. 2003-107 Pine Creek Development Corporation Docket No. 2003-109 File No. 240-370 Norfolk

FINAL DECISION

I have reviewed the attached Settlement Agreement signed by the applicant's representative John F. Scott, President, on October 9, 2008, and by Richard Chalpin, Regional Director for the Department on October 16, 2008. The Department issues this Final Decision incorporating the Settlement Agreement and Final Order of Conditions, which I have also reviewed

Under the terms of 310 CMR 1.01(8)(c), these proceedings are dismissed with the parties waiving whatever rights they may have to further administrative review before the Department as well as appeal to court.

> This final document copy is being provided to you electronically by the Department of Environmental Protection. A signed copy of this document is on file at the DEP office listed on the letterhead. Laurie Burt Commissioner